IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (Lodg.) NO. 1083 OF 2005

Akhil Padmashali Samaj (Trust) .... Petitioners.

Versus

The State of Maharashtra & Ors... ... ... Respondents.

Ms. Ashar i/by Mr. A. M. Saraogi for the Petitioners.
Mr. Pradeep Jadhav, Assistant Government Pleader for Respondent Nos.1 and 3.
Ms. Aruna Savla for Respondent No.2.
Mr. A. S. Joshi with Mr. M. G. Gawade for Respondent Nos.4 to 6.

CORAM: DALVEER BHANDARI, C.J. &
S. J. VAZIFDAR, J.

DATED : SEPTEMBER 6, 2005.

P.C. :

The petitioner trust has filed this petition, in which a prayer has been made that respondent Nos.1 to 3 i.e. the State of Maharashtra, the Municipal Corporation of Greater Mumbai and the Court Receiver, High Court, Mumbai be directed to submit

necessary report regarding illegal construction carried out at 6th Kamathipura Lane, Outside Fort, Mumbai – 400 008. Learned Counsel appearing for the Corporation has drawn our attention to a letter dated 17th November, 2004 indicating that since the godown premises are under the possession of the Court Receiver, the matter should be followed up with the Court Receiver / Competent Court.

2. In the facts and circumstances of this case, we direct respondent No.3 to visit the premises and prepare a report regarding illegal construction, if any, carried out at the afore mentioned premises subject to the petitioners getting the order from the Court Receiver / Competent Court.

3. This petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S. J. VAZIFDAR, J.